

24157. Canned grapefruit and orange juice. (F. D. C. No. 40590. S. No. 74-231 M.)

QUANTITY: 467 cases, 12 46-oz. cans each, at Seattle, Wash.

SHIPPED: 6-19-57, from Forest Park, Ga.

RESULTS OF INVESTIGATION: Examination showed that the article was distress merchandise which had been damaged in transit.

LIBELED: 8-26-57, W. Dist. Wash.

CHARGE: 403 (e) (1)—the label of the article, while in interstate commerce and while held for sale, failed to bear the name and place of business of the manufacturer, packer, or distributor; 403 (e) (2)—the label of the article failed to bear an accurate statement of the quantity of contents; 403 (i) (1)—the article failed to bear a label containing the common or usual name of the article; and 403 (i) (2)—the article failed to bear a label containing the common or usual name of each ingredient.

DISPOSITION: 10-4-57. Default—destruction.

VEGETABLES AND VEGETABLE PRODUCTS

24158. Pinto beans and unpopped popcorn. (F. D. C. No. 39989. S. Nos. 33-331 M, 33-701 M.)

INFORMATION FILED: 4-25-57, Dist. Kans., against Western Grocer, a Division of Consolidated Foods Corp., Manhattan, Kans., and Howard O. Ludden, manager.

ALLEGED VIOLATION: Between July 1955 and November 5, 1956, while quantities of pinto beans and popcorn were being held for sale after shipment in interstate commerce, the defendants caused the articles to be placed in a building that was accessible to rodents and insects and to be exposed to contamination by rodents and insects, which acts resulted in the articles being adulterated.

CHARGE: 402 (a) (3)—the pinto beans contained rodent urine, rodent hair fragments, insect larvae and cast skins, and the popcorn contained rodent excreta; and 402 (a) (4)—the articles were held under insanitary conditions.

PLEA: Guilty.

DISPOSITION: 5-17-57. Fine of \$500 plus costs against the corporation. No sentence was imposed against the individual.

24159. Canned peas. (F. D. C. No. 40423. S. No. 71-450 M.)

INFORMATION FILED: 8-1-57, W. Dist. Wis., against the Sampson Canning Co., a corporation, Wisconsin Rapids, Wis.

SHIPPED: 3-2-56, from Wisconsin to Minnesota.

LABEL IN PART: (Can) "Contents 1 Lb. 4 oz. Sampson's 2 (or 3) Sieve Al-sweets Sweet Peas Packed by Sampson Canning Co. Wisconsin Rapids, Wis."

CHARGE: 402 (a) (3)—contained decomposed peas when shipped; and 403 (e) (2)—the article failed to bear a label containing an accurate statement of the quantity of contents since the cans of the article contained less than the declared weight.

PLEA: Guilty.

DISPOSITION: 8-28-57. \$101 fine.